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THE GAP, INC., a/k/a, GAP, INC., GAP INTERNATIONAL
7 SALES, INC., BANANA REPUBLIC, LLC, AND OLD NAVY,
LLC

8 UNITED STATES DISTRICT COURT
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10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 ROOTS READY MADE GARMENTS CO.
13 W.L.L.,

14 Plaintiff,

15 v.

16 THE GAP, INC., a/k/a, GAP, INC., GAP
INTERNATIONAL SALES, INC., BANANA
17 REPUBLIC, LLC, AND OLD NAVY, LLC

18 Defendants.
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Case No. C 07-03363 CRB

**[PROPOSED] ORDER GRANTING
MOTION TO DISMISS THIRD
AMENDED COMPLAINT**

1 On May 9, 2008, Defendants The Gap, Inc., a/k/a Gap, Inc., Gap International Sales, Inc.,
2 Banana Republic, LLC and Old Navy, LLC (collectively "Gap") filed a motion to dismiss the
3 Third Amended Complaint filed by Roots Ready Made Garments Co. W.L.L. ("Roots") in this
4 action. Having considered Roots' Third Amended Complaint, Roots' prior two complaints, the
5 papers filed in support of and in opposition to Gap's motion, the arguments of counsel, and the
6 pleadings in this action, the Court hereby **GRANTS** Gap's Motion to Dismiss with prejudice on
7 the basis that Roots' Third Amended Complaint fails to state a claim upon which relief can be
8 granted. *See* Fed. R. Civ. P. 12(b)(6).

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10 **IT IS SO ORDERED.**

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12 Dated: _____

13 HONORABLE CHARLES R. BREYER
14 United States District Court Judge
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